

1 **MATTHEW PONENTE**, having been duly sworn, was  
2 examined, and testified as follows:

3 **EXAMINATION**

4 **BY MR. BELL:**

5 Q. All right. Good morning, Officer Ponente.

6 A. Good morning.

7 Q. Hey, Officer, can you activate your video?

8 A. Yes.

9 Q. Thank you. If you don't understand any of  
10 my questions, let me know and I'll rephrase it. I'm  
11 going to get right to the point so I'm not going to  
12 waste your time with a bunch of ridiculous  
13 questions.

14 What is your highest level of education?

15 A. High school.

16 Q. Okay. How long have you been a police  
17 officer?

18 A. Five years.

19 Q. Okay. Can you explain the -- the process  
20 of verifying a gun license in Pennsylvania?

21 A. The process of verifying a gun license in  
22 Pennsylvania? Normally, it's through the NCIC/PCIC  
23 system.

24 Q. Okay. All right. Can you explain how  
25 were you trained to verify a gun license from the

1 **State of Georgia?**

2 A. Through the same way you would a  
3 Pennsylvania license, through the NCIC/PCIC system.

4 Q. Okay. So according to your training that  
5 the Philadelphia Police Department provided you  
6 concerning Georgia permits, you verify it the same  
7 way you would verify a Pennsylvania license?

8 A. Correct.

9 Q. All right. And just to be a little  
10 clearer because I could have asked a better  
11 question, is there a specific policy that the  
12 Philadelphia Police Department has concerning  
13 Georgia permits that you're aware of?

14 A. Not that I'm aware of.

15 Q. All right. You briefly mentioned the  
16 information centers, the PCIC and the NCIC. Those  
17 are like fusion centers, correct?

18 A. Correct.

19 Q. In a way. All right. Can you explain  
20 what a fusion center is?

21 A. Fusion centers are -- they're able to run  
22 further information, more than I am on just my  
23 computer.

24 Q. Okay. All right. So all right. So the  
25 PCIC, that refers to the Pennsylvania's Criminal

1     Intelligence Center, which is a fusion center,  
2     correct?

3         A.     Correct.

4         Q.     And a CDI, that would be generally a local  
5     police department's criminal intelligence division?

6         A.     Correct.

7         Q.     All right. Okay. So when we talk about  
8     these information centers, all right, so because  
9     there's just something -- like in Georgia they have  
10    a general fusion center. You know that, right?

11        A.     I, I -- could you say that one more time?  
12    I'm sorry?

13        Q.     All right. You know, I'll ask you a  
14    better question.

15            Let's talk about 911 dispatch. What are  
16    the responsibilities of the 911 dispatch officers to  
17    the best of your knowledge?

18        A.     What are their responsibilities?

19        Q.     Yeah, yeah. I mean, I know you're not a  
20    911, just to be clear, I know you're not, you're not  
21    a 911 dispatch officer, but would you tell me what  
22    you know about their responsibilities?

23        A.     About a 911 dispatcher being -- as far as  
24    I'm concerned, they dispatch 911 calls that they  
25    received from intake.

1 **access to gun permit records?**

2 A. Again, I don't recall.

3 Q. Okay. Okay, Officer. Do you recall your  
4 discussion with Detective Rose?

5 A. Yes.

6 Q. Okay. Did you tell Detective Rose that  
7 the Georgia Fusion officer told you law enforcement  
8 don't have access to gun permit records in Georgia?

9 A. No, I don't remember that information.

10 Q. What specifically do you remember telling  
11 Detective Rose?

12 A. I remember telling Detective Rose that the  
13 -- that your client did not have a valid permit out  
14 of Georgia. Detective Rose was able to tell me that  
15 he was able to look into any prior arrests in  
16 Georgia and saw, like, a prior arrest for robbery.

17 Q. And he told you that knowing your  
18 discussion now was recorded on the body cam?

19 A. That was not recorded on body camera.

20 Q. Okay. So you told -- your body cam, it  
21 shows you, you would agree that it shows you telling  
22 Detective Rose that Georgia denied that Mr. Quarles  
23 had a valid permit?

24 A. You're asking if my body camera shows  
25 that?

1       Q.    Okay.  So "no incident" meaning he didn't  
2 attempt to fight you; he complied, he surrendered,  
3 right?

4       A.    Yes.

5       Q.    All right.  So disregarding a stop sign,  
6 that's not a violent offense?

7       A.    Correct.

8       Q.    At the time that you took Mr. Quarles out  
9 of his car, what evidence did you have to believe  
10 that he was armed and dangerous, if anything?

11      A.    Treat every individual as if they're armed  
12 and dangerous 'til proven -- proven otherwise.

13      Q.    Oh, so you just assume that individuals  
14 are armed and dangerous?

15      A.    Again, I'm going off of him fleeing and  
16 alluding, so --

17      Q.    Can you explain -- can -- can you describe  
18 his fleeing and alluding?

19      A.    When I got behind your client, he  
20 proceeded to flee at a high rate of speed.  He went  
21 into oncoming traffic on the wrong, wrong side of  
22 the road.  He sideswiped a car on the wrong side of  
23 the road.  He disregarded all and any stop signs,  
24 red lights, anything at all that was in the road to  
25 -- in an attempt to evade police.